**THE HON'BLE SMT. JUSTICE T.MEENA KUMARI**
**AND**
**THE HON'BLE SRI JUSTICE G.CHANDRAIAH**

**W.P.NO.17260 OF 2007**

**O R D E R (Per the Hon'ble Smt. Justice T.Meena Kumari)**

Heard the counsel for the petitioner and the Government Pleader for Irrigation.

2. From the submissions of the counsel for the petitioner and from the material on record, it could be seen that the petitioner who was working as Deputy Executive Engineer was transferred from Ongle, Prakasam District to Nizamabad pursuant to the G.O.Ms.No.122, Irrigation and CAD (Ser. VII..A1) Department dated 16.7.2007 issued by the 1st respondent – Government of Andhra Pradesh, represented by its Secretary to Government, Irrigation and CAD (Services.VIII.A1) Department, A.P. Secretariat, Hyderabad, communicated to the 2nd respondent - Engineer-in-Chief, (Admn. Wing)., I and CAS Department, Erramanzil, Hyderabad in Memo in RC/ENC/C2/54009/2007 dated 1.8.2007. Aggrieved by the said transfer, the petitioner moved the Andhra Pradesh Administrative Tribunal in O.A.No.4512/2007 on the ground that the petitioner is working in Zone –III and as the impugned G.O., which is issued in pursuance of G.O.Ms.No.610 dated 30.12.1985 is not applicable to Zone III and the G.O. is applicable to Zones V and VI and, therefore, the transfer is illegal. The grievance of the petitioner is that though interim directions were sought, the same were not granted and hence he filed the present writ petition.

3. From the perusal of the material and the impugned proceedings on record, it appears that the transfer was effected on administrative grounds and however as the matter is seized up by the

Tribunal for considering *inter alia* whether the impugned Government Orders are applicable to the case of the petitioner or not, we are not inclined to pass any orders. However, the Tribunal shall dispose of the matter on its own merits without being influenced by any observation in this order. It is also needless to observe that the transfer is subject to the result of the O.A.No.4512/2007.

4. It is further made clear that this order shall not stand in the way of respondents to consider the representation if any made or to be made by the petitioner in accordance with law.

5. With the above observation, the writ petition is disposed of. No costs.

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T.MEENA KUMARI,J

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G.CHANDRAIAH,J

AVS
DATE:13.08.2007